

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

STEPHEN KERSHNAR,

Plaintiff,

23-CV-525

-vs-

STEPHEN H. KOLISON, JR., in his individual capacity and his official capacity as the President of the State University of New York at Fredonia, and

DAVID STARRETT, in his individual capacity and official capacity as Executive Vice President and Provost of the State University of New York at Fredonia,

Defendants.

NOTICE OF MOTION TO DISMISS

MOTION BY:

Defendants STEPHEN H. KOLISON, JR. and DAVID STARRETT, in their individual and official capacities

RELIEF SOUGHT:

Dismissal under Fed. R. Civ. P. 12(b)(6) with prejudice

WHEN RETURNABLE:

As directed by the Court

WHERE RETURNABLE:

Hon. Lawrence J. Vilardo
United States District Court
Western District of New York
2 Niagara Square
Buffalo, New York 14202

SUPPORTING PAPERS:

Memorandum of Law

Pursuant to Local Rule 7(a)(1), notice is hereby given that defendants intend to file reply papers. Pursuant to Local Rule 7(b) any opposing papers must be served at least fourteen (14) days

prior to the return date of the motion unless otherwise ordered by the Court.

DATED: July 24, 2023
Buffalo, New York

LETITIA JAMES

Attorney General of the State of New York
Attorneys for Defendants

BY:

/s/ Jennifer Metzger Kimura

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